

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

KIMBERLY HEMPHILL

v.

JAMES V. ALUISI, et al.

CIVIL NO. L-00-1616

ORDER

For the reasons stated in the Court's Memorandum of even date, the Court hereby ORDERS that:

- (i) Defendant's Motion to Dismiss the Second Amended Complaint is DENIED without prejudice;
- (ii) On or before April 13, 2001, the plaintiff shall submit a memorandum answering the following questions:
 - (a) Did the defendants threaten not to release Hemphill unless she signed the waiver?
 - (b) Did Hemphill remain in prison longer because she was requested (or required) to sign the waiver?
 - (c) What injury has Hemphill suffered by being asked (or required) to sign the waiver?
 - (d) Is an injury in fact necessary for Hemphill's claims to survive?
 - (e) Was it unconstitutional to merely ask Hemphill to sign the waiver?
 - (f) Did Hemphill have a right to be told what the waiver involved?
 - (g) Is the waiver valid (did it in fact release the

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original defendants from additional claims)?

(h) Does Hemphill intend to bring a suit against Prince George's County that might be affected by the waiver?

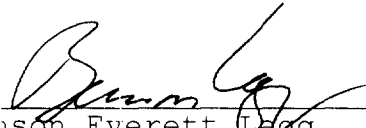
(i) What specific relief does Hemphill seek?

(j) Is all discovery complete? If not, what additional discovery is needed?

(ii) On or before April 27, 2001, the defendants shall submit a reply; and

(iii) A telephone conference will be held on Monday, April 30, 2001 at 5:15 p.m. to discuss further proceedings.

It is so ORDERED this 16TH day of March, 2001.


Benson Everett Legg
United States District Judge